IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wolfgang Paes

International Application No.:

PCT/EP04/07670

International Filing Date: U.S. Serial No.:

07/12/2004 10/563,889

U.S. Filing Date:

01/09/2006

Title:

MEASUREMENT SYSTEM

Group Art Unit:

Unknown

Examiner:

Unknown

Attorney's Docket No.:

STUR-43

MAIL STOP PCT Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

In response to the outstanding NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) mailed February 2, 2007, Applicant hereby respectfully submits the following:

- (1) a DECLARATION AND POWER OF ATTORNEY duly executed by the inventor;
- (2) an Assignment transferring all rights in the above-identified application from the inventor to Western Investments Capital SA, together with a Recordation Form Cover Sheet;
- (3) a check in the amount of \$170.00 to cover the surcharge for late filing of the Declaration, and also the Assignment recordation fee; and @4/@4/2@B7 GFREY1 @@@@@132 10563889
- (4) a duplicate copy of the NOTIFICATION OF MISSING REQUIREMENTS 138.88 0P UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US), as requested in the Notice.

It is believed that the enclosed documents constitute a full response to the outstanding NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) in the above-identified case.

If any additional fees are required to be paid, please charge the same to Deposit Account No. 16-0221.

Respectfully submitted

Scott R. Foster Registration No. 20,570 Pandiscio & Pandiscio 470 Totten Pond Road Waltham, MA 02451-1914

Tel. (781) 290-0060

bawc:patforms missreq



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

FIRST NAMED APPLICANT ATTY. DOCKET NO. U.S. APPLICATION NUMBER NO. STUR-43 Wolfgang Paes 10/563,889 INTERNATIONAL APPLICATION NO. PCT/EP04/07670 RECLIVED PRIORITY DATE I.A. FILING DATE Scott R. Foster 07/12/2004 07/10/2003 Pandiscio & Pandiscio **FFB 5** 2007 470 Totten Pond Road Waltham, MA 02451 **CONFIRMATION NO. 7204** AMPISCIO & PANDISCIO 371 FORMALITIES LETTER **@COPY** OC000000022293441*

Date Mailed: 02/02/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/09/2006
- English Translation of the IA filed on 01/09/2006
- Copy of the International Search Report filed on 01/09/2006
- Copy of IPE Report filed on 01/09/2006
- Preliminary Amendments filed on 01/09/2006
- Information Disclosure Statements filed on 04/10/2006
- Oath or Declaration filed on 01/09/2006
- U.S. Basic National Fees filed on 01/09/2006
- Priority Documents filed on 01/09/2006
- Specification filed on 01/09/2006
- Claims filed on 01/09/2006
- Abstracts filed on 01/09/2006
- Drawings filed on 01/09/2006

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The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

• \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 2 - OFFICE COPY

A PRIVICATION NED APER NO	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
U.S. APPLICATION NUMBER NO.		STUR-43
10/563,889	PCT/EP04/07670	2101-43

FORM PCT/DO/EO/905 (371 Formalities Notice)